

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION

ANDUJAR MILLER and RASOUL
NICHOLSON, Individually and For Others
Similarly Situated,

Plaintiffs,

v.

LEIDOS, INC.,

Defendant.

Civil Action No. 1:24-cv-00931

RESPONSE TO PLAINTIFFS' MOTION TO CONTINUE DEADLINES

Defendant Leidos, Inc. ("Leidos"), by counsel, believes it is important to clarify its position to the Court regarding Plaintiffs' request to extend all discovery beyond the current November 15, 2024. Leidos has not represented that it intends to oppose Plaintiffs' Motion to Continue. Instead, counsel for Leidos has advised that Leidos could not, in good faith, join Plaintiffs' request to generally continue all discovery beyond the current deadline, but would join in Plaintiffs' request to continue the Final Pretrial Conference as well as for appropriate second phase discovery of opt-in plaintiffs after the Court rules on Plaintiffs' pending Motion for Conditional Certification. (*See* Emails Dated Nov. 14, 2024, attached as **Exhibit 1.**) As explained to Plaintiffs' counsel, Leidos' position on the current November 15, 2024 discovery cut-off is based on the Court's recent discovery orders (ECF Nos. 124 and 126), which only allow for two depositions to proceed after November 15, 2024. Indeed, just last week, the Court expressly directed the parties "to continue their other discovery efforts *to conclude by the close of discovery.*" (ECF No. 126 at 2 (emphasis added).)

WHEREFORE, and for the foregoing reasons, Leidos respectfully cannot and does not join in Plaintiffs' request to continue the current discovery deadline generally beyond November 15, 2024.

Dated: November 15, 2024

Respectfully submitted,
LEIDOS, INC.

/s/ W. Ryan Waddell

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CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of November, 2024, I electronically filed the foregoing with the clerk of the court using the CM/ECF system, which will send notification of same to counsel for Plaintiffs:

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